

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In the Matter of)	
)	
Section 272(b)(1)'s "Operate Independently")	
Requirement for Section 272 Affiliates)	WC Docket No. 03-228

ERRATUM TO COMMENTS OF QWEST

Qwest Services Corporation ("QSC") on behalf of its subsidiaries, Qwest LD Corp. ("QLD"), Qwest Communications Corporation ("QCC"), and Qwest Corporation ("QC") (collectively referred to as "Qwest") hereby submits an Erratum to the Comments it filed in the above-captioned docket on December 10, 2003.

The Erratum modifies the text of footnote 22, on page 8, to read as follows:

²² See 47 U.S.C. § 272(d)(2). The Joint Oversight Team directing these audits includes Commission staff and representatives of state regulatory agencies. Qwest is currently involved in its first Section 272 audit.

Attached to this Erratum is a new page 8, with the modified text. This new page 8 is meant to be substituted for the page 8 filed on December 10, 2003. No other change has been made to this page.

Qwest apologizes for any inconvenience this Erratum may cause the staff of the Federal Communications Commission and parties to this proceeding.

Respectfully submitted,

QWEST SERVICES CORPORATION

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December 11, 2003

Section 272.²¹ The results of this audit must be submitted to both the Commission and state regulatory agencies.²²

Thus, BOCs neither have the incentive to engage in cost misallocation nor the ability to escape detection. The OI&M and joint ownership prohibitions provide little additional protection and, in and of themselves, do not prevent cost misallocation. Therefore, these rules should be eliminated.

B. Discrimination

Sections 272 (c), (d) and (e) along with Section 251 ensure that BOCs cannot discriminate against IXC competitors. Section 272(c) prohibits a BOC from discriminating between its Section 272 affiliate and any other entity in the provision or procurement of goods, services, facilities, and information, or in the establishment of standards.²³ Section 272(b)(5)'s posting requirement ensures that other carriers and regulators have information on any such transactions between a BOC and its affiliate.

The continued application of Section 272(e) will ensure that BOCs cannot use any residual control over local exchange bottlenecks to undermine competition in the long distance marketplace. First, Section 272(e)(1)-(2) provides that BOCs “shall fulfill any requests from an unaffiliated entity for telephone exchange service and exchange access within a period no longer than the period in which it provides such telephone exchange service and exchange access to itself or to its affiliates,” and that the BOC must make “any facilities, services, or information

²¹ 47 U.S.C. § 272(d)(1).

²² See 47 U.S.C. § 272(d)(2). The Joint Oversight Team directing these audits includes Commission staff and representatives of state regulatory agencies. Qwest is currently involved in its first Section 272 audit.

²³ 47 U.S.C. § 272(c).

CERTIFICATE OF SERVICE

I, Ross Dino, do hereby certify that I have caused the foregoing **ERRATUM TO COMMENTS OF QWEST** to be 1) filed with the FCC via its Electronic Comment Filing System, 2) served via e-mail on Janice M. Myles of the Wireline Competition Bureau of the FCC (janice.myles@fcc.gov), and 3) served via e-mail on the FCC's duplicating contractor Qualex International, Inc. (qualexint@aol.com).

/s/ Ross Dino
Ross Dino

December 11, 2003